

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JANE-FRANCES AKPAMGBO and
MICHAEL EMEKA AKPAMGBO

Plaintiffs,

vs.

UNITED STATES OF AMERICA,
Defendant.

NO. CV-08-239-FVS

ORDER GRANTING MOTION
FOR PROTECTIVE ORDER

The Stipulated Motion of the parties (Ct. Rec. 7) is GRANTED.

IT IS ORDERED as follows:

1. The United States of America is authorized to release to Plaintiffs and their attorney copies of the personnel file of Dr. Robert Riddle and the Plaintiff Jane-Frances Akpamgbo's Credentials File and Provider Activity File in their entirety. The release of this information is appropriate and reasonably related to the this litigation. The United States of America is further authorized to release Dr. Robert Riddle's personnel file subject to redactions of social security numbers, date of birth, maiden names, home addresses and telephone numbers, and sensitive medical information regarding Dr. Riddle contained in several pages of these records that relate to his induction medical records. The United States of America

1 is further authorized to release records of the Office of the Air Force Surgeon
2 General relating to Plaintiff's appeal of adverse action to the extent the records do
3 not duplicate those previously provided from Plaintiff's Credentials File and
4 provided such release excludes records containing internal deliberative process
5 and attorney work product that assisted with the decision-making on Plaintiff's
6 appeal.

7 2. Right of access to this Confidential Material shall be limited to the
8 parties or their attorneys and attorneys' immediate staff, or expert witnesses in
9 their employ.

10 3. All persons having access to this Confidential Material shall be informed
11 that it is confidential and subject to a non-disclosure order. All persons with
12 access to Confidential Material are prohibited from using these materials, or their
13 contents, for any purpose other than this litigation.

14 4. Any information contained in the Confidential Material, particularly
15 social security numbers, names, locations or other personally identifying
16 information, shall be kept strictly confidential by the parties, the parties' counsel,
17 and any experts or consultants (including persons employed by those experts or
18 consultants), and the information contained therein shall not be disclosed, made
19 public or made available to anyone, except as specifically provided in this Order
20 or by such further Order as the Court may enter.

21 5. If information contained in Confidential Material is filed with the Court
22 in connection with motions or other matters in this case, the parties will omit or
23 redact personally identifying information and other information requiring
24 redaction under 10 U.S.C. §1102(c)(2). If confidential or private information must
25 be filed with the Court during the course of litigation it shall be designated as
26 "Confidential" and filed under seal.
27
28

7. All copies of Confidential Material shall be destroyed within sixty (60) days of the conclusion of all trial and appellate proceedings.

9. In order to facilitate further exchanges of material that may be ordered by this Court or otherwise agreed upon, counsel for each party can designate such information by letter as subject to this Protective Order and may affix the annotation “Confidential” or “Private” on each document. Such material will also be subject to the restrictions on use set forth in this Order.

The District Court Executive is hereby directed to enter this Order and furnish copies to counsel.

DATED this 14th day of May, 2009.

FRED VAN SICKLE
Senior United States District Judge